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1948 - 49

File No 90-4

Previous References

(aMl)

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Later References

GENERAL AND REVENUE SECRETARIAT

Serial Nos Two

P. 6/[illegible]

Part B for July. '49

SUBJECT

Reassessment of assessment in Holenarasipur Town Municipality.

To The Dy Comr. Hassan Dt

No L 145/D 5-7-49

Issues instructions in the matter

RC

9618
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Letter No dlb L C 2743/47-48 Dt 17-6-49 from the Dy Commr, Hassan Dt, stating that, in the circumstances explained, the Committee which was delegated the powers of revising the assessment in Sole Narasipur Town mnlp is not taking interest in the work allotted to it and requesting orders of Govt to empower the Dy Commr or any officer of Govt to whom the Dy Commr delegate this power to dispose of the objections & to fix the assessment etc,

There is no provision in the Mysore Town Mnlties Act, 1933, to empower the Dy Commr or any officer of Govt to whom the Dy Commr delegates this power, to dispose of the objections & to fix the assessment according to the merits of each case etc,

Submitted with a draft letter for approval

22/6 Dy 22/6/49

Secretary to Govt of Mysore
No
Date 22/6/49
General Departments

Dy 22/6/49

Draft to be approved

Dy 24/6/49

Minister 24/6/49

Office of the Minister for Local Self Government.
No 6143
Date 24/6/49

Dy 25/6/49

Secretary to Govt of Mysore
Rev
Dept
Date 24.7
General Departments

Dy 24/6

Approved

24/7/49

ML 90-48 9618/2

5)
To Ofc Dy Comm, Hersan Dr
NOL 145 Dy 5/7/49
Issues instructions in the matter

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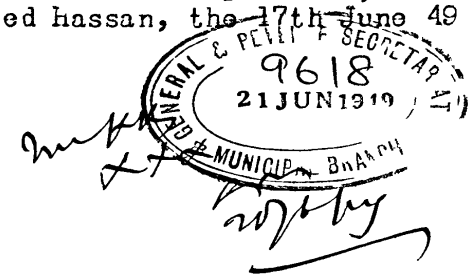
Office of the Deputy Commissione
Hassan District,
Dated Hassan, the 17th June 49

No L L C 2743/47-48

Mh. 90-48-4



The Secretary to Government,
General Department,
Bangalore

Sir,

Re the revision of assessment in Holenarsipur Town Municipality
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I have the honor to state that the revision of assessment in Holenarsipur Town Municipality was completed by the Assessing Officer in May 48 Under Section 69(2) of the Town Municipal Act of 1933 the revising authority is the Municipal Council or any Committee to which the Municipal Council may delegate this function, or an officer of Government etc , and under sub-section (4) of 69 the revising authority should dispose of the objection and fix the assessment finally -s

As this was not done a D O letter was addressed to the President on 1-12-48 intimating that this work should not be put off and that the assessment should be fixed irrediately A copy of resolution dated 12-12-48 received from the Municipal President in reply to my D O is enclosed for kind perusal During my inspection of the Municipal Office on 19-3-49 I observed that the committee formed for this purpose has not functioned and that the meetings convened for hearing objections were adjourned from time to time for want of quorum I learnt that the committee so formed as to consist of members of each block in the Town who have to inspect houses in each block and then decide the objections I am told that in view of the ensuing reconstitution these committee members have no inclination to keep up the rate fixed by the Assessing Officer but they are trying to reduce the same without due consideration of the present market value of the houses in the blocks The procedure adopted by the committee is not prescribed in the rules and they have to fix the assessment taking into consideration the main points urged in the objection petitions about the increase proposed by the Assessing Officer Thus the revision of Assessment which should have been given effect to long back is held up and the Municipality is deprived of the increased income There are several commitments of the Municipality such as loans etc , and the present financial condition is not satisfactory Though I have stressed this importance during my visits to Holenarsipur nothing has been done so far and when the final assessment would be fixed by this committee cannot be expected

In the above circumstances I request for orders of Govt to empower the Deputy Commissioner or any officer of Government to whom the Deputy Commissioner delegates this power, to dispose of the objections and to fix the assessment according to circumstances and merits of each case and to revise the assessment if any already fixed by the committee if the Deputy Commissioner deems fit Instructions are also solicited as to whether the assessment could be given effect to from 48-49 or from next year

Yours faithfully,

Deputy Commissioner,
Hassan District

as

L 145 Re powers
5/7/49

xxxx

General Department.

The Deputy Commissioner,
Hassan District

With reference to your letter No.MLC.2743/47-48 dated 17.6.49, requesting in the circumstances stated, orders of Government to empower the Deputy Commissioner, or any officer of Government to whom the Deputy Commissioner may delegate this power to dispose of the objections and to fix the assessment according to the merits of each case in the Holenarasipur Town Municipality, I am directed to state that, under Section 69(2) of the Mysore Town Municipalities Act, 1933, the revising authority to whom objections under Sub-Section (1) thereof may be made shall be the Municipal Council or any Committee to which the Municipal Council may delegate this function or an officer of the Government to whom with the permission of the Government, the Municipal Council may delegate this function and that therefore ~~xx~~ there is no provision in the said Act to empower the Deputy Commissioner as requested I am therefore to request you to once again advise the Town Municipal Council in question to request the Committee to dispose of the objection petitions and fix the assessment finally on the merits of each case so that the Municipal Council may not lose the incresed income in this behalf on account of the failure of the Committee to do the work entrusted to it The Municipal Council may be told that if they do not take prompt action to improve their finances, Government will not view with sympathy requests from this Municipality for assistance in connection with improvement Schemes.

Yours faithfully,

For General Secretary to Government.

To The Dy Commr, Hassan dt.

Sir, L 145 | Mis. 90-48-S

with reference to your letter no MLR C 2743/47-48 dt 17-6-49, requesting, in the circumstances stated, ~~orders of Govt~~ orders of Govt to empower the Dy Commr, or any officer of Govt to whom the Dy Commr may delegate this power to dispose of the objections to the assessment according to the merits of each case in the Holenarasipur Town mcpl, I am directed to state that under Section 69(2) of the Mysore Town Mcpties Act 1933, the revising authority to whom objections under Sub-section (1) thereof may be made shall be the mcpl or any Committee to which the mcpl may delegate this function or an officer of the Govt to whom with the permission of the Govt the mcpl may delegate this function. I am that therefore there is no provision in the said Act to empower the Dy Commr as requested Therefore to request you to advise

the Town Council in question to request the Committee to dispose of the ~~objection~~ objection Petitions for the assessment finally on the merits of each case so that the Council may not lose the increased income in this behalf on account of the failure of the committee to do the work entrusted to it The Council may be told that if they do not take prompt action to improve their finances, Government will not view with sympathy requests from the Municipality for assistance in connection with improvement Schemes

Yours faithfully
J.
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[illegible] Secy to Govt
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22.6.69

Notes —— 2 Pages
-Correction — 4 Pages